

Docket No.: 2923-495



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of TSCHOPE et al.

Serial No.: 09/508,510

Filed: May 26, 2000

For: LIQUID INTERFERON-BETA FORMULATION

Group Art Unit: 1646

Examiner: Prema Maria Mertz

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 26, 2003, rejecting the following claims: 1-14, 17-23, and 25-31.

The fee for this Notice of Appeal is \$330.00

An extension of time is requested for three months. The required fee for this extension of time is \$950.00.

A check for \$1,280 is enclosed.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

December 23, 2003

By

Patrick T. Skacel
Attorney for Applicants
Registration No. 47,948
ROTHWELL, FIGG, ERNST & MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040

12/30/2003 NDANTE1 00000060 09508510

01 FC:1401
02 FC:1253

330.00 OP
950.00 OP

Docket No.: 2923-495



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of TSCHOPE et al.

Serial No.: 09/508,510

Filed: May 26, 2000

For: LIQUID INTERFERON-BETA FORMULATION

Group Art Unit: 1646

Examiner: Prema Maria Mertz

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated June 26, 2003, rejecting the following claims: 1-14, 17-23, and 25-31.

The fee for this Notice of Appeal is \$330.00

An extension of time is requested for three months. The required fee for this extension of time is \$950.00.

A check for \$1,280 is enclosed.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. An additional copy of this Notice is enclosed herewith.

Respectfully submitted,

December 23, 2003

By

Patrick T. Skacel
Attorney for Applicants
Registration No. 47,948
ROTHWELL, FIGG, ERNST & MANBECK, p.c.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202) 783-6040

FEE TRANSMITTAL
for FY 2003
(Large Entity)

Image AF

8

Complete if Known

Application Number	09/508,510
Filing Date	May 26, 2000
First Named Inventor	TSCHOPE et al.
Examiner Name	Prema Maria Mertz
Group Art Unit	1646

Total Amount of Payment	(\$) 1,280.00	Attorney Docket Number	2923-495
-------------------------	----------------	------------------------	----------

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to
 • Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status

2. ☒ Payment Enclosed

☒ Check
☐ Credit Card

FEE CALCULATION

1. FILING FEE

Fee Code	Fee \$	Fee Description	Fee Paid
1001	770	Utility filing fee	[]
1002	340	Design Filing Fee	[]
1003	530	Plant Filing Fee	[]
1004	770	Reissue Filing Fee	[]
1005	160	Provisional Filing Fee	[]

SUBTOTAL \$

2. CLAIMS

	Extra Claims	Fee	Fee
Paid			
Total Claims [] - 20** = [] x \$18 = []			
Independent Claims [] - 3** = [] x 86 = []			
Multiple Dependent Claims + 290 = []			

**or number previously paid, if greater;

SUBTOTAL \$

FEE CALCULATION (continued)


3. ADDITIONAL FEES

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[]
1052	50	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1804	1,840*	Requesting publication of SIR after Examiner action	[]
1251	110	Extension for reply within first month	[]
1252	420	Extension for reply within second month	[]
1253	950	Extension for reply within third month	[950]
1254	1,480	Extension for reply within fourth month	[]
1255	2,010	Extension for reply within fifth month	[]
1401	330	Notice of Appeal	[330]
1402	330	Filing a brief in support of an appeal	[]
1403	290	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
1452	110	Petition to revive -unavoidable	[]
1453	1,330	Petition to revive - unintentional	[]
1501	1,330	Utility issue fee (or reissue)	[]
1502	480	Design issue fee	[]
1503	640	Plant issue fee	[]
1460	130	Petitions to the Commissioner	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
8021	40	Recording each patent assignment per property (times number of properties)	[]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[]
1801	770	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
Other fee (specify)			[]

* Reduced by Basic Filing Fee Paid

SUBTOTAL

\$1280

SUBMITTED BY		Complete (if applicable)	
NAME AND REG. NUMBER	Patrick T. Skacel, Reg. No. 47,948		
SIGNATURE		DATE	December 23, 2003
		DEPOSIT ACCOUNT USER ID	